

WYOMING

Specific requirement to report sexual assault? No.

Requirement to report non-accidental or intentional injuries? No.

Requirement to report injuries caused by criminal conduct? No.

Additional statutes that may impact competent adult victims of sexual assault? It is mandatory to report gunshot and stab wounds.

STATUTES ADDRESSING PAYMENT FOR EXAMINATIONS

Wyo. Stat. § 6-2-309 Medical examination of victim; costs; use of report; minors; rights of victims; reimbursement

(a) Promptly after receiving a report of any alleged sexual assault of the first, second or third degree, the peace officer to whom the incident is reported shall take the victim to a licensed physician for examination, unless the victim refuses the examination. If a licensed physician is unavailable, the medical examination may be made by a person qualified to conduct the examination. One (1) witness of the same sex as the victim shall be present during the examination. The examiner shall deliver a written report disclosing the results of his examination to the peace officer or his designee.

(b) In lieu of the medical examination required by subsection (a) of this section, the victim of an alleged sexual assault may receive examination by a doctor of his own choosing if this examination can be obtained without delay. The doctor shall deliver a written report disclosing the results of his examination to the peace officer handling the investigation. The victim in prosecuting an act of alleged sexual assault waives any privilege due to the doctor-patient relationship with the doctor conducting the examination as to evidence bearing on the alleged sexual assault.

(c) Repealed by Laws 1991, ch. 130, § 2.

(d) The medical report required by this section is not necessary to obtain a conviction of sexual assault. Any written report disclosing the results of an examination made pursuant to this section shall be made available to the actor or his counsel upon demand.

(e) If a report of an alleged sexual assault is received from a minor, and the parents of the minor cannot be located promptly with diligent effort, then the medical examination required by subsection (a) of this section may be conducted with the minor's consent.

(f) If a report of the alleged sexual assault is received more than ten (10) days after the alleged incident, the medical examination shall not be mandatory.

(g) Except as provided by subsection (j) of this section, any victim of an alleged sexual assault that is reported to law enforcement shall be reimbursed for medical examination costs directly resulting from the sexual assault. The investigating law enforcement agency shall be liable for any medical examination costs relating to the investigation or prosecution of the sexual assault. These investigation costs shall include the following:

(i) The cost of gathering evidence as outlined in the Wyoming sexual assault evidence kit; and

(ii) Any other examinations authorized by law enforcement to aid in the investigation and prosecution of the sexual assault.

(h) Except as provided by subsection (j) of this section, any medical examination costs directly incurred by a sexual assault victim that are not covered by subsection (g) of this section, or other collateral source, shall be submitted to the victim services division within the office of the attorney general for determination of eligibility for payment from the crime victims compensation account established by W.S. 1-40-114. All requests for compensation from the account shall be subject to the eligibility guidelines set forth in the Crime Victims Compensation Act, W.S. 1-40-101 through 1-40-119.

(j) A convicted offender of a sexual assault shall be ordered to reimburse any costs incurred under subsections (g) and (h) of this section and any other costs incurred as a direct result of the sexual assault.

(k) Each reported victim of a sexual assault shall be informed of the rights enumerated in this section. The victim shall also be informed of available medical, legal and advocacy services.

HISTORY: Laws 1982, ch. 75, § 3; 1983, ch. 171, § 1; 1991, ch. 130, § § 1, 2; 1994, ch. 61, § 2; 1998, ch. 81, § 2.